



2612

PATENT
1259-0191P

#33/ald
12-3-03

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: K. HATAKEYAMA Conf.: 3061
Appl. No.: 08/841,318 Group: 2612
Filed: April 30, 1997 Examiner: A. HARRINGTON
For: A METHOD OF CONTROLLING THE DISPLAY MODE
AND THE RECORDING MODE OF AN ELECTRONIC
STILL CAMERA (As Amended)

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SEP 12 2003

REQUEST TO WITHDRAW ABANDONMENT
SINCE REPLY WAS TIMELY FILED

Technology Center 2600

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

September 10, 2003

Sir:

In response to the Notice of Abandonment mailed July 11, 2003, which issued in connection with the above-identified application, this is a Request to withdraw the "abandonment status" of the present application, since a Reply was timely filed on May 21, 2003. As evidence of the fact that a Reply was timely filed, enclosed herewith are the following:

- a copy of the Continued Prosecution Application (CPA) and the Preliminary Amendment filed May 21, 2003; and
- a copy of the postcard receipt which was date-stamped on May 21, 2003.

It is requested that the abandonment status of the present application be removed so that prosecution may resume with full consideration and entry into the record of the timely filed Reply.

Appl. No. 08/841,318

If the U.S. Patent Examiner has any questions regarding the above matters, please contact Applicants' representative, D. Richard Anderson, at the phone number listed below.

It is submitted that no fees are required for filing this Request.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 

D. Richard Anderson, #40,439

DRA/jdm
1259-0191P

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

Attachments: Copy of CPA
Copy of Preliminary Amendment
Copy of postcard receipt

(Rev. 04/30/03)

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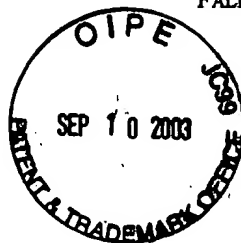
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*ADMITTED TO A BAR OTHER THAN VA



Duplicate of #31

Date: May 21, 2003

Docket No.: 1259-0191P

Appl. No.: 08/841,318

Conf. No.: 3061

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SEP 12 2003

Technology Center 2600

MS CPA

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) of prior Application No. 08/841,318 entitled A METHOD OF CONTROLLING THE DISPLAY MODE AND THE RECORDING MODE OF AN ELECTRONIC STILL CAMERA by the following named Inventor(s):

Kouki HATAKEYAMA

- ☐ This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. §1.53(d) (4).
- a. ☒ **DELETE** the following inventor(s) named in the prior nonprovisional application:
- b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

The above-identified prior application, in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all of the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

1. ☐ Enter the Amendment previously filed , under 37 C.F.R. § 1.116 but unentered, in the prior application.
2. ☒ A Preliminary Amendment is enclosed.
3. ☐ An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
4. ☐ A new power of attorney or authorization of agent is enclosed.

The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

			LARGE ENTITY	SMALL ENTITY
BASIC FEE			\$750.00	\$375.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	6-20	0	x 18 = \$0.00	x 9 = \$0.00
INDEPENDENT CLAIMS	2-3	0	x 84 = \$0.00	x 42 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$280.00	+ \$140.00
TOTAL			\$750.00	\$0.00

5. ☐ Small entity status: Applicant claims small entity status. See 37 C.F.R. § 1.27.
6. ☒ Priority of Application No(s). 8-113906 filed in Japan on May 8, 1996 is claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on July 30, 1997.
7. ☐ Priority of International Appl. filed on under the Patent Cooperation Treaty and Application No(s). filed in on under 35 U.S.C. § 119 is hereby reclaimed.

8. ☒ Address all future communications to:
BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000
or
Customer No. 002292
9. ☐ The applicant(s) hereby petition(s) for an extension of
() month(s) pursuant to 37 C.F.R. §§ 1.17 and
1.136(a). The fee has been calculated as shown below:
- ☐ NO extensions of time have been previously obtained in
the prior application. Thus, a fee of \$0.00 is required
for the full period of the above-requested extension of
time.
- ☐ An extension of () month(s) was previously
requested and paid for on in the prior
application. Thus, a fee of \$0.00 is required to obtain
an additional () month(s) in order to
establish co-pendency with the present application.
10. ☐ Applicant requests suspension of action under 37 C.F.R.
§ 1.103(b) for a period of () months (not to
exceed 3 months) and the fee of \$130.00 under 37 C.F.R.
§ 1.17(i) is enclosed.
11. ☒ Check(s) in the amount of \$750.00 is/are enclosed.
12. ☐ Please charge Deposit Account No. 02-2448 in the amount
of \$0.00. A triplicate copy of this request is
enclosed.
13. ☐ The filing fee is **NOT** attached. Please issue a Notice
requesting the filing fee.
14. ☐ Also enclosed herewith is the following:

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 C.F.R. § 1.53(d) application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all of the other applications in the same file wrapper.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP


By _____
D. Richard Anderson, #40,439

DRA/jdm
1259-0191P

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

Attachment(s)

(Rev. 04/30/03)



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SEP 12 2003

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PATENT
1259-SP191P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Kouki HATAKEYAMA
Serial No.: 08/841,318 Group: unassigned
Filed: April 30, 1997 Examiner: unassigned
For: CONTROLLING METHOD FOR ELECTRONIC STILL CAMERA

L E T T E R

Assistant Commissioner for Patents
Washington, DC 20231

July 30, 1997
1249-SP191P

Sir:

Under the provisions of 35 U.S.C. § 119 and 37 C.F.R. § 1.55(a), the applicant(s) hereby claim(s) the right of priority based on the following application(s):

<u>Country</u>	<u>Application No.</u>	<u>Filed</u>
Japan	8-113906	May 8, 1996

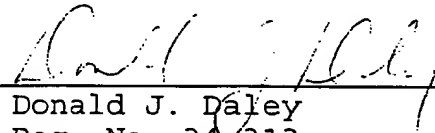
A certified copy of the above-noted application(s) is(are) attached hereto.

Please charge any fees under 37 C.F.R. § 1.16-1.21(h) or credit any overpayment to Deposit Account No. 02-2448.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By


Donald J. Daley
Reg. No. 34,313

DJD/DRA:11

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

Attachment
(Rev. 06-16-97)

COPY

Papers Filed herewith on:

DOCKET NO.:

1259-191P 5/21/03 74

ATTY.:

DRA

APPLICANT(S):

K. HATAKEYAMA

USSN:

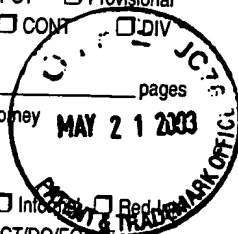
08/841,318

FILED:

4/30/97

PAT NO.:

- ☐ New Application with Transmittal Letter
- ☐ Utility ☐ Design ☐ CIP ☐ PCT ☐ Provisional
- ☐ Filing Under 37 CFR 1.53(b) ☐ CONT ☐ DIV
- ☒ Filing Under 37 CFR 1.53(d) (CPA)
- ☐ Specification Consisting of: _____ pages
- ☐ Combined Declaration & Power of Attorney
- ☐ Assignment / Cover Letter
- ☐ Letter to Official Draftsman
- ☐ Drawings _____ Sheets ☐ Formal ☐ Informal ☐ Red Line
- ☐ Completion of Filing Requirements, PCT/DO/EO/905 or PTO-1533 and Executed Declaration
- ☐ Priority Document(s) / Cover Letter, No. Doc. _____
- ☒ Amendment: Preliminary
- ☐ Transmtl Ltr ☒ Large Entity ☐ Small Entity
- ☐ Response
- ☐ Information Disc Stmnt. PTO-1449(s) _____ doc(s)
- ☐ Notice of Appeal ☐ Appeal Brief
- ☐ Issue Fee Transmittal
- ☒ FEES: \$750.00 (ck #9001983)
- ☐ Letter: _____
- ☐ Other: _____



DOCKET NO.

1259-191P

Receipt is hereby acknowledged of the papers filed as indicated in connection with the above identified case.
COMMISSIONER OF PATENTS AND TRADEMARKS
Due Date: 5/21/03
Handcarry: _____

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